

RECULATORY AUTH.

'02 MAR 19 AM 10 19

OFFICE OF THE EXECUTIVE SECRETARY

Via Facsimile and U.S. Mail

March 7, 2002

Mr. David Waddell Executive Secretary Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, TN 37243

RE:

Petition of Tennessee UNE-P Coalition to Open a Contested Case Proceeding to Declare Switching an Unrestricted Unbundled Network Element. Docket No. 02-00207

Dear Mr. Waddell:

Yesterday the Association of Communications Enterprises ("ASCENT" or the "Association") received BellSouth Telecommunications, Inc.'s ("BellSouth") March 6, 2002 letter directed to the Tennessee Regulatory Authority ("Authority"), in which BellSouth requests that ASCENT provide a list of those members who are providing local services in Tennessee. BellSouth states that such information is requested to determine whether it will oppose ASCENT's February 28, 2002 Petition to Intervene ("Petition"), in the above-referenced proceeding. ASCENT maintains that it should not need to disclose the names of those members operating in Tennessee for intervention purposes, even if such information were available to ASCENT, nor that the failure to produce a listing of members operating in Tennessee should in any way preclude the Association's intervention.

Without waiver of the foregoing, ASCENT provides the following information in response to BellSouth's request. Two ASCENT members, Covista and Equinox Information Systems, are Tennessee-based corporations. Of those companies identified as members of the "UNE-P Coalition," only Access Integrated Networks, Inc. is also a member of ASCENT. To the extent that Access Integrated Networks, Inc. is participating as a member of the UNE-P Coalition, ASCENT is not representing the Company's specific interests in this matter.

As to ASCENT's assertion that other ASCENT members have authority to provide local exchange services in Tennessee, such assertion is made as a matter of general knowledge concerning some members' general operating practices. ASCENT does not know with

¹ Petition of Tennessee UNE-P Coalition to Open a Contested Case Proceeding to Declare Switching an Unrestricted Unbundled Network Element, Docket No. 02-00207 (February 25, 2002) at 1.

Mr. David Waddell March 7, 2002 Page 2

specificity, all members which are providing competitive local services in Tennessee. As Association membership is strictly voluntary, ASCENT's members are not bound to provide the Association with operating information and ASCENT does not currently maintain such information with respect to its members.

ASCENT reiterates that no other party to the proceeding may adequately represent its members' concerns over local switching as an unrestricted unbundled network element. ASCENT is not representing the specific or general interests of any member of the UNE-P coalition. ASCENT requests that its Petition be granted.

Sincerely,

ASSOCIATION OF COMMUNICATIONS ENTERPRISES

Andrew O. Isar

Director - State Affairs

cc: Joelle Philips, Esq. Via facsimile Henry Walker, Esq. Via facsimile